

10/584192

1AP20 Rec'd PCT/PTO 23 JUN 2006

Docket No.: 0171-1287PUS1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Takayuki ONIKI et al.

Application No.: NEW

Confirmation No.: N/A

Filed: June 23, 2006

Art Unit: N/A

For: NONAQUEOUS GEL COMPOSITION FOR
TOOTH WHITENING AND TOOTH
WHITENING SET

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement accompanies the new patent application submitted herewith.

A summary/abstract translation of some of the non-English language references is enclosed. Additionally, please note that JP-A-2004-509910 and U.S. Patent Publication 2004/102554 both correspond to WO-A1-2002/026196; U.S. Patent 6,491,898-A corresponds to JP-A-11-92350; U.S. Patent 5,693,313 corresponds to JP-A-9-100215; and U.S. Patent

Publication 2004/219112-A1 corresponds to WO-A1-03/030851. Furthermore, the last five foreign references can be found cited on page 3 of the specification.

Applicant has not submitted copies of each cited U.S. patent and U.S. patent application as required by 37 CFR 1.98(a)(2)(i), amended October 2004, as the U.S. Patent and Trademark Office has waived this requirement for all U.S. patent applications. Applicant submits herewith copies of foreign and non-patents in accordance with 37 CFR 1.98(a)(2).

A concise explanation of relevance of some of the items listed on form PTO/SB/08 is in the form of an English language copy of a Search Report from a foreign patent office, issued in a counterpart application, which refers to the relevant portions of the references.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

Application No.: NEW

Docket No.: 0171-1287PUS1

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: June 23, 2006

Respectfully submitted,

By 
Gerald M. Murphy, Jr.

Registration No.: 28,977

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Road

Suite 100 East

P.O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000

Attorney for Applicant

Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	NEW 10/584192
				Filing Date	June 23, 2006
				First Named Inventor	Takayuki ONIKI
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
				Attorney Docket Number	0171-1287PUS1
Sheet	1	of	1		

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
/D.S./	AA*	US-6,491,898-B1	12-10-2002	Yamagishi et al.	
	AB*	US-5,693,313-A	12-02-1997	Shiraishi et al.	
	AC*	US-2004-219112-A1	11-04-2004	Oniki et al.	
/D.S./	AD*	US-2004/102554-A1	05-27-2004	Patacca et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
/D.S./	BA	WO-02/26196-A1	04-04-2002			
	BB	JP-2004-509910-A	04-02-2004			
	BC	JP-10-203942-A	08-04-1998			ABS
	BD	JP-9-202718-A	08-05-1997			ABS
	BE	JP-2-17108-A	01-22-1990			ABS
	BF	JP-11-92350-A	04-06-1999			
	BG	JP-11-335251-A	12-07-1999			ABS
	BH	JP-2001-181139-A	07-03-2001			ABS
	BI	JP-4-82821-A	03-16-1992			ABS
	BJ	JP-5-58844-A	03-09-1993			ABS
	BK	JP-9-100215-A	04-15-1997			ABS
	BL	JP-9-151123-A	06-10-1997			ABS
/D.S./	BM	WO-03/030851-A1	04-17-2003			ABS

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. * CITE NO.: Those application(s) which are marked with an asterisk (*) next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(iii)) because that application was filed after June 30, 2003 or is available in the IFW. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	/Darryl Sutton/	Date Considered	07/24/2008
-----------------------	-----------------	--------------------	------------